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OFFICE OF PETITIONS

In re Application of	:	
Katsuhiko Sasahara	:	DECISION ACCORDING STATUS
Application No. 10/676,071	:	UNDER 37 CFR 1.47(b)
Filed: October 2, 2003	:	
Attorney Docket No. B0301T	:	

This is in response to the renewed petition under 37 CFR 1.47(b),
filed on August 10, 2004.

The petition is **GRANTED**.

Petitioner has shown that a copy of the application was presented to Katsuhiko Sasahara, the non-signing inventor. The inventor, however, refused to sign and return the declaration naming him as the sole inventor. Additionally, petitioner has shown that Oki Electric Industry Co, Ltd. has a proprietary interest by submitting an assignment. Lastly, petitioner has demonstrated that such action is necessary to prevent irreparable damage.

This application and papers have been reviewed and found in compliance with 37 CFR 1.47(b). This application is hereby accorded Rule 1.47(b) status. As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor. Notice of the filing of this application will also be published in the Official Gazette.

Based on the documentation and statements of the practitioner, the Office accepts that Fumitaka Yokoyama is empowered to act on behalf of the assignee. If this interpretation is incorrect, petitioner must inform the Office immediately.

The application file is being referred to Technology Center Art Unit 2815 for examination in due course.

Telephone inquiries regarding this decision should be directed to the undersigned at (703) 306-5589.

Christina Tartera Donnell

Christina Tartera Donnell
Senior Petitions Attorney
Office of Petitions